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Atty. Dkt. No. 041358-0191

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nathan S. Lewis *et al.*
Title: ANESTHESIA MONITORING
Appl. No.: 10/758,761
Filing Date: 01/15/2004
Examiner: D Handy
Art Unit: 1743

RESPONSE TO NOTICE OF NON-COMPLIANT RESPONSE

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Notice of Non-Compliant Response dated December 5, 2006, please note that the drawing problem that was the basis for that Notice was not filed by Applicant's representative, and instead must have been filed in another case and mistakenly matched with this case by the PTO. A phone call to Examiner Warden on December 7, 2006 was made to explain this, and in fact the 'phantom' drawing has been removed from the PTO file for this case, as evidenced by a check in PUBLIC PAIR on December 7, 2006.

Respectfully submitted,

Date December 8, 2006
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